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Atty. Docket No. 18528.636/0212-CIP-9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. Serial No.: 10/629,649

Inventors: BEELEY, et al.

Filed: July 30, 2003

Title: METHODS AND COMPOSITIONS FOR
TREATING POLYCYSTIC OVARY SYNDROME

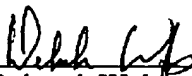
Confirmation No.: 6846

TC/A.U.: 1654

Examiner: Jeffrey D. Russel

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I hereby certify that the following listed correspondence in the above-referenced application is being transmitted by facsimile to the Commissioner for Patents, Alexandria, VA to telephone number (703) 872-9306 on this 5th day of May, 2005.


Deborah Wykes**Document****No. of Pages**

Response to Restriction/Election Requirement (2 pages)

2

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10/629,649

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of BEELEY et al.

Group Art Unit: 1654

Serial No.: 10/629,649

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Filed: July 30, 2003

For: METHODS AND COMPOSITIONS FOR TREATING POLYCYSTIC OVARY
SYNDROME

Examiner: Jeffrey D. Russel

RESPONSE TO RESTRICTION/ELECTION REQUIREMENTCommissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

In response to the Restriction Requirement in the Office Action dated April 7, 2005, Applicants hereby elect, with traverse, SEQ ID NO. 21 contained in the Sequence Listing filed September 8, 2004. In response to the Election of Species Requirement contained in the same Office Action, Applicants hereby elect, with traverse, SEQ ID NO. 9 contained in the Sequence Listing filed September 8, 2004. The elected species reads on claims 1-6, 12-26, 32-36, 42-46, 52-56, 62-66, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91, 93, 95, 97, 99, 101, 103, 105, 107, 109, 111, and 113.

Applicants hereby respectfully traverse the Restriction Requirement and Election of Species by the Patent Office. Applicants note that the Patent Office has already issued an Office Action on the merits for the originally filed claims, including claims that read upon the elected species. Applicants submit that to issue the Office Action, the Patent Office would have necessarily searched the elected species. Applicants, therefore, respectfully submit that examination of claims 77, 83, 89, 95, 101, 107 and 113 does not place a serious burden on the Examiner since the search has already been completed. As stated in MPEP § 803, "[i]f the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits even though it includes claims to independent or distinct inventions (emphasis added). In light of the above, Applicants respectfully request withdrawal of the Restriction Requirement and Election of Species.

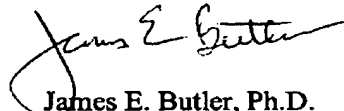
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Should the Examiner have any remaining questions regarding the subject invention or its patentability, Applicant encourages the Examiner to contact the undersigned to answer such questions or provide additional information.

Applicants believe that no fee is due in association with this response. If the Applicants are in error, the Commissioner is hereby authorized to charge any underpayment or credit any overpayment that may occur during the pendency of this application to Deposit Account No. 01-0535.

Respectfully submitted,



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